IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3784 OF 2006
IN
SUIT NO.1142 OF 1990

Manjari Kripalani & Anr. ..Plaintiffs.

V/s.

Radhibhai Narain Dialdas & Ors. ..Defendants.

Mr.Naushad Engineer a/w N.S.Rodrigues i/b. Desai & Diwanji for Defenant No.2.

Mr.J.A.Shah for Plaintiffs.

CORAM: A.M.KHANWILKAR,J

DATE : AUGUST 9, 2007.

P.C. :

1. Heard counsel for the Parties.

2. Although this Notice of Motion is opposed by the Counsel for the Plaintiff, in the interest of justice, Motion is made absolute in terms of the prayer clause (a) and (b) on condition that the Defendant No.2 shall pay costs to the Plaintiff quantified at Rs.4,000/- as the delay in filing written Statement is of 8 years. Payment of costs is condition precedent for showing this indulgence. Costs be paid within one week from today.

(A.M.KHANWILKAR,J)